

CLERK'S OFFICE U.S. DIST COURT  
AT ROANOKE, VA  
FILED

OCT 20 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

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BY: *[Signature]*  
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KENNETH EDWARD BARBOUR,	)	Civil Action No. 7:09-cv-00422
Plaintiff,	)	
	)	
v.	)	<u>ORDER</u>
	)	
LT. SCHLOBAUM, <u>et al.</u> ,	)	By: Hon. James C. Turk
Defendants.	)	Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

**ORDERED**

that plaintiff's complaint is **DISMISSED without prejudice** and **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 20<sup>th</sup> day of October, 2009.

*[Signature]*  
Senior United States District Judge